

REMARKS

In accordance with the foregoing, claims 1, 6, 11, 18, 23, 30, 31, and 38-40 have been amended. Claims 1-40 are pending and under consideration. No new matter is presented in this Amendment.

The 35 U.S.C. §102(b) Rejection:

Claims 1-40 are rejected under 35 U.S.C. §102(b) as being anticipated by U.S. Patent 5,570,340 to Lee et al. Claims 1 and 6 has been amended to recite "the first and second program descriptor tables are recorded independently of the first and second data unit descriptor tables and the first and second data." Claims 11, 23, 30, 31, 38 and 39 have been amended to recite that "the second program descriptor table is recorded independently of the first and second data unit descriptor tables and the first and second data." Claim 18 has been amended to recite that "the second program descriptor table is stored independently of the first and second data unit descriptor tables and the first and second data." Claim 40 has been amended to recite that "the third table is stored independently of the first and second data unit descriptors and the first and second data units."

As shown in FIG. 8 of Lee et al., order table 24c is stored in the second data area 20 along with the second data 24a and 24b and between a header 22 and a tailer 26. Since the order table 24c is included in the body 24 along with the second data 24a and 24b, the order table 24c would need to be recorded along with the second data 24a, 24b, and not "independently of the first and second data unit descriptors and the first and second data units," as recited in the independent claims. Thus, Lee et al. do not anticipate claims 1, 6, 11, 23, 30, 31 and 38-40.

Claims 2-5 are deemed to be patentable at least for similar reasons set forth above regarding claim 1. Claims 7-10 are deemed to be patentable at least for similar reasons set forth above regarding claim 6. Claims 12-17 are deemed to be patentable at least for similar reasons set forth above regarding claim 11. Claims 19-22 are deemed to be patentable at least for similar reasons set forth above regarding claim 18. Claims 24-29 are deemed to be patentable at least for similar reasons set forth above regarding claim 23. Claims 32-37 are deemed to be patentable at least for similar reasons set forth above regarding claim 31.

CONCLUSION:

There being no further outstanding objections or rejections, it is submitted that the application is in condition for allowance. An early action to that effect is courteously solicited.

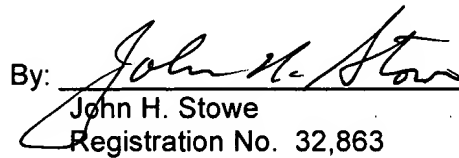
Finally, if there are any formal matters remaining after this response, the Examiner is requested to telephone the undersigned to attend to these matters.

If there are any additional fees associated with filing of this Amendment, please charge the same to our Deposit Account No. 503333.

Respectfully submitted,

STEIN, MCEWEN & BUI, LLP

Date: 5/22/06

By: 
John H. Stowe
Registration No. 32,863

1400 Eye St., NW
Suite 300
Washington, D.C. 20005
Telephone: (202) 216-9505
Facsimile: (202) 216-9510